

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 93-369-S - ORDER NO. 93-759
AUGUST 20, 1993

IN RE: Request of Wildewood Utilities, Inc. for) ORDER
Approval of the Transfer of the Sewer) GRANTING
Assets and Operations from Valhalla Company) WAIVER OF
to Wildewood Utilities, Inc.) HEARING AND
) APPROVING
) TRANSFER

This matter is before the Public Service Commission of South Carolina (the Commission) on the June 10, 1993, Application of Wildewood Utilities, Inc. (Wildewood or the Applicant) for approval of the transfer of the sewer facilities, territory, and Certificates of Public Convenience and Necessity owned by the Valhalla Company (Valhalla) and used to provide sewer service by Valhalla to Wildewood. The Application was filed pursuant to S.C. Code Ann. §58-5-210 (1976) and 26 S.C. Regs. 103-504 (1976).

According to the Application, Wildewood and Valhalla have negotiated an Asset Purchase Agreement. Pending this Commission's approval and the subsequent closing of the Asset Purchase Agreement, Wildewood will manage, operate, and be responsible for the provision of sewer service in Valhalla's authorized service area. Wildewood asserts it will operate the Valhalla sewer system under the Schedule of Rates and Charges approved for Valhalla by this Commission in Order Nos. 90-17, 90-203, Docket No. 88-451-S,

and Order No. 93-74, Docket No. 88-451-S.

By letter dated June 23, 1993, the Commission's Executive Director instructed Wildewood to publish a prepared Notice of Filing, one time, in a newspaper of general circulation in the area affected by its Application. The Notice of Filing indicated the nature of the Application and advised all interested parties of the manner and time in which to file appropriate pleadings. Additionally, Wildewood was instructed to directly notify all customers affected by the proposed transfer. Wildewood submitted affidavits indicating that it had complied with these instructions. The Commission received no Petitions to Intervene or Notices of Protest.

Wildewood requested a waiver of the hearing in this matter. Since no objection to the Application has been received by this Commission, the Commission concludes that the waiver of hearing should be granted.

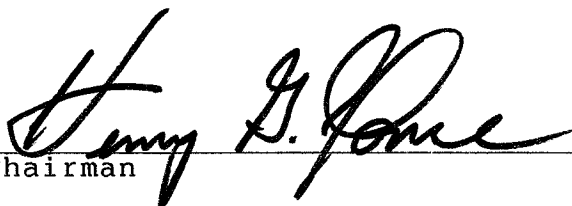
Further, the Commission has examined the terms of the Asset Purchase Agreement and concludes that the transfer is in the best interest of Wildewood's and Valhalla's ratepayers. Therefore, the Commission approves the transfer of the sewer facilities, territory, and Certificate of Public Convenience & Necessity from Valhalla to Wildewood as requested in the Application.

IT IS THEREFORE ORDERED THAT:

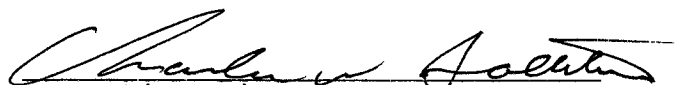
1. The transfer of the sewer facilities, territory, and Certificates of Public Convenience and Necessity from the Valhalla Company to Wildewood Utilities, Inc. is hereby approved.

2. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)